



PATENT  
247/PD-5385

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hiroyuki KINOSHITA et al.

Serial No: 08/808,315

Filed: February 27, 1997

For: SAPPHIRE SINGLE CRYSTAL,  
SEMICONDUCTOR LASER DIODE  
USING THE SAME FOR SUBSTRATE,  
AND METHOD FOR MANUFACTURING  
THE SAME (As Amended)

Art Unit: 2881

Examiner: Leung, Q.

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I hereby certify that

- ☒ two copies of Continued Prosecution Application (CPA) Request Transmittal
- ☐ check in amount of \$\_\_\_ as filing fee
- ☒ Request for Extension of Time, 2 months
- ☒ Notice Of Change Of Attorney's Address and Associate Power Of Attorney
- ☐ executed Declaration and Power of Attorney
- ☐ assignment of the invention to \_\_\_
- ☐ Verified Statement (Declaration) Claiming Small Entity Status
- ☐ certified copy of \_\_\_ patent application No. \_\_\_ which was filed \_\_\_ from which
- ☐ priority is claimed in the subject case pursuant to 35 U.S.C. § 119
- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement with \_\_\_ references
- ☒ return postcard

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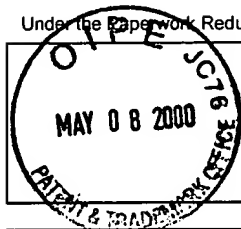
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PTO/SB/29 (1/98)

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## CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional I application under 37 CFR 1.53(d))

CHECK BOX, if applicable:  
☐ DUPLICATE

Address to:  <b>Assistant Commissioner for Patents Box CPA Washington, DC 20231</b>	Attorney Docket No.	247/PD-5385
	First Named Inventor	Hiroyuki KINOSHITA
	Express Mail Label No.	EL539009375US
	Total Pages	2

This is a request for a (continued prosecution application (CPA)) of prior application number 08/808,315 filed on February 28, 1997, entitled SAPPHIRE SINGLE CRYSTAL, SEMICONDUCTOR LASER DIODE USING THE SAME FOR SUBSTRATE, AND METHOD FOR MANUFACTURING THE SAME (As Amended).

### NOTES

**FILING QUALIFICATIONS:** The prior application identified above must be nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b) and filed on or after June 8, 1995, or (2) the national stage of an International application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995.

**C.I.P. NOT PERMITTED:** A continuation in part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of the CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.59(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of the CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 Statement:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a)

1. ☒ Enter the unentered amendment previously filed on December 8, 1999 under 37 C.F.R. 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

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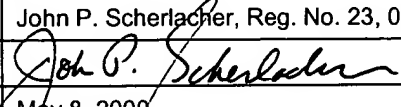
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CALCULATION OF FEES							
ITEM		TOTAL NO. OF CLAIMS		NO. OF CLAIMS OVER BASE	LG/SM \$ ENTITY FEE	\$ AMOUNT	\$ FEE
A	TOTAL CLAIMS FEE	5	-20	0	LG=\$18 SM=\$9	\$18	0
B	INDEPENDENT CLAIMS FEE**	3	-3	0	LG=\$78 SM=\$39	\$78	0
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B)						\$ 0
D	MULTIPLE-DEPENDENT CLAIMS FEE				LARGE ENTITY FEE = \$260 SMALL ENTITY FEE = \$130		\$ 0
E	BASIC FEE				LARGE ENTITY FEE = \$690 SMALL ENTITY FEE = \$345		\$ 690
F	TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E)						\$ 690
**LIST INDEPENDENT CLAIMS 17, 18, 20							

6. Small entity status:
- ☐ A small entity statement is enclosed.
  - ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
  - ☐ Is no longer claimed.
7. The commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50 - 1314 :
- ☒ Fees required under 37 CFR 1.16.
  - ☒ Fees required under 37 CFR 1.17.
  - ☐ Fees required under 37 CFR 1.18.
8. ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.
9. ☒ Other: Request for Extension of Time, 2 months; Notice Of Change Of Attorney's Address and Associate Power Of Attorney; Certificate of Mailing by Express Mail; return postcard

**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS					
<input type="checkbox"/> Customer Number or Bar Code Label		(INSERT CUSTOMER NO. OR ATTACH BAR CODE LABEL HERE)		or <input checked="" type="checkbox"/> New correspondence address below	
NAME	John P. Scherlacher				
	HOGAN & HARTSON L.L.P.				
ADDRESS	Biltmore Tower				
	500 South Grand Avenue Suite 1900				
CITY	Los Angeles	STATE	California	ZIP CODE	90017
COUNTRY	USA	TELEPHONE	(213) 337-6700	FAX	(213) 337-6701

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME	John P. Scherlacher, Reg. No. 23, 009
SIGNATURE	
DATE	May 8, 2000